

**MINUTES OF THE
HOUSE JUDICIARY
STANDING COMMITTEE**

Tuesday, February 28, 2017 • 7:30 am • 20 House Building

Members Present:

Rep. Mike K. McKell, Chair
Rep. V. Lowry Snow, Vice Chair
Rep. Kim F. Coleman
Rep. Bruce R. Cutler
Rep. Brian M. Greene
Rep. Ken Ivory
Rep. Brian S. King
Rep. Karianne Lisonbee

Rep. Dixon M. Pitcher
Rep. Susan Pulsipher
Rep. Tim Quinn
Rep. Mark A. Wheatley

Staff Present:

Mr. Joseph T. Wade, Policy Analyst
Mr. Steve Benard, Committee Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

Chair McKell called the meeting to order at 7:33 a.m.

1. H.B. 386 Attorney General Amendments (*Hutchings, E.*)

Rep. Eric K. Hutchings presented the bill.

MOTION: Rep. Cutler moved to report a favorable recommendation on H.B. 386.
The motion passed with a vote of 8-0-4.

Yeas:

Rep. B. Cutler
Rep. B. Greene
Rep. B. King
Rep. K. Lisonbee
Rep. M. McKell
Rep. S. Pulsipher
Rep. T. Quinn
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Coleman
Rep. K. Ivory
Rep. D. Pitcher
Rep. V. Snow

MOTION: Rep. Pulsipher moved to place H.B. 386 on the Consent Calendar.

The motion passed with a vote of 8-0-4.

Yeas:

Rep. B. Cutler
Rep. B. Greene
Rep. B. King
Rep. K. Lisonbee
Rep. M. McKell
Rep. S. Pulsipher
Rep. T. Quinn
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Coleman
Rep. K. Ivory
Rep. D. Pitcher
Rep. V. Snow

2. H.B. 430 Dishonored Instruments Amendments (*Snow, V. L.*)

Rep. V. Lowry Snow presented the bill.

MOTION: Rep. King moved to report a favorable recommendation on H.B. 430.
The motion passed with a vote of 10-0-2.

Yeas:

Rep. K. Coleman
Rep. B. Cutler
Rep. B. Greene
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. S. Pulsipher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Ivory
Rep. K. Lisonbee

MOTION: Rep. Snow moved to place H.B. 430 on the Consent Calendar.

The motion passed with a vote of 10-0-2.

Yeas:

Rep. K. Coleman
Rep. B. Cutler
Rep. B. Greene
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. S. Pulsipher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Ivory
Rep. K. Lisonbee

3. H.B. 419 Protective Order Revisions (*Pitcher, D.*)

Rep. Dixon M. Pitcher presented the bill with the assistance of Ms. Lorraine Brown, family law attorney.

Ms. Lydia Barton spoke in favor of the bill.

Ms. Nicole Salazar spoke in opposition to the bill.

Mr. Stewart Ralphs, Utah Legal Aid, spoke to the bill.

Mr. Dan Deuel, National Parents Organization of Utah, spoke in opposition to the bill.

Ms. Jamie Miller spoke in favor of the bill.

MOTION: Rep. Quinn moved to hold H.B. 419.

The motion passed with a vote of 10-0-2.

Yeas:

Rep. K. Coleman
Rep. B. Greene
Rep. K. Ivory
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. S. Pulsipher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Nays:

Abs:

Rep. B. Cutler
Rep. K. Lisonbee

4. H.B. 278 Expenses of Minor Children Amendments (*Chavez-Houck, R.*)

Rep. Rebecca Chavez-Houck presented the bill with the assistance of Ms. Nicole Salazar.

Ms. Stephanie Pitcher spoke in favor of the bill.

Mr. Dan Deuel, National Parents Organization of Utah, spoke in opposition to the bill.

Ms. Giovanna Hart spoke in favor of the bill.

Ms. Veridiana Lopez spoke in favor of the bill.

Mr. Mark Brinton, Utah Medical Association, spoke in favor of the bill.

Ms. Joanna Smith, Utah Women Unite, spoke in favor of the bill.

MOTION: Rep. Wheatley moved to replace H.B. 278 with 1st Substitute H.B. 278.

The motion passed with a vote of 9-0-3.

Yeas:

Rep. B. Cutler
Rep. B. Greene
Rep. K. Ivory
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Coleman
Rep. K. Lisonbee
Rep. S. Pulsipher

MOTION: Rep. Pitcher moved to amend 1st Substitute H.B. 278 with Amendment #1.

1. *Page 3, Lines 61 through 63:*

61 medical and dental expenses that the parent is required to pay under the order; { ~~and~~
-} or
62 (b) { ~~regardless of whether the provider receives the copy before, during, or~~
~~after~~ } within 30 days after the day on which the
63 provider renders the medical or dental service, may not:

The motion passed with a vote of 9-0-3.

Yeas:

Rep. B. Cutler
Rep. B. Greene
Rep. K. Ivory
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Coleman
Rep. K. Lisonbee
Rep. S. Pulsipher

MOTION: Rep. Quinn moved to report a favorable recommendation on 1st Substitute H.B. 278, as amended.

The motion passed with a vote of 9-0-3.

Yeas:

Rep. B. Cutler
Rep. B. Greene
Rep. K. Ivory
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Coleman
Rep. K. Lisonbee
Rep. S. Pulsipher

5. 2nd Sub. S.B. 98 Excess Damages Claims (*Iwamoto, J.*)

Sen. Jani Iwamoto presented the bill with the assistance of Mr. Johnny Miller.

Mr. Steve Sullivan spoke in favor of the bill.

MOTION: Rep. King moved to report a favorable recommendation on 2nd Substitute S.B. 98.

The motion passed with a vote of 11-0-1.

Yeas:

Rep. K. Coleman
Rep. B. Cutler
Rep. B. Greene
Rep. K. Ivory
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. S. Pulsipher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Nays:

Abs:

Rep. K. Lisonbee

MOTION: Rep. Pulsipher moved to approve the minutes of the February 24, 2017, meeting.

The motion passed with a vote of 11-0-1.

Yeas:

Nays:

Abs:

Rep. K. Coleman
Rep. B. Cutler
Rep. B. Greene
Rep. K. Ivory
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. S. Pulsipher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Rep. K. Lisonbee

MOTION: Rep. Pitcher moved to adjourn.
The motion passed with a vote of 11-0-1.

Yeas:

Nays:

Abs:

Rep. K. Coleman
Rep. B. Cutler
Rep. B. Greene
Rep. K. Ivory
Rep. B. King
Rep. M. McKell
Rep. D. Pitcher
Rep. S. Pulsipher
Rep. T. Quinn
Rep. V. Snow
Rep. M. Wheatley

Rep. K. Lisonbee

Chair McKell adjourned the meeting at 9:41 a.m.

Rep. Michael K. McKell, Chair